

## **REMARKS**

Applicant's attorney gratefully acknowledges the courtesies extended to him by the Examiner, Ms. Miller, during the interview held at the U.S. Patent and Trademark Office on November 24, 2004, at which time the present application was extensively discussed on the basis of the last filed Amendment, dated October 7, 2004.

During the interview, as also set forth in the Interview Summary, the prior art, as represented by Walker, U.S. Patent No. 5,330,533, Roger, et al., U.S. Patent No. 5,935,173 and Millon, French Application No. 2,621,243 were extensively discussed in view of the present scope of the claims, as submitted in the most recent Amendment.

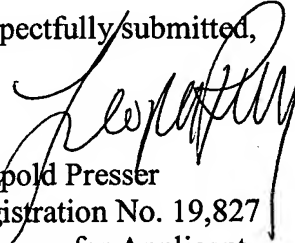
As indicated and agreed upon with the Examiner, the prior art fails to provide the spiral curves in the femoral component and the aiding plastic insert of the knee prosthesis, wherein a plurality of continuously varying radii are employed, which will clearly avoid the formation of discontinuities, flats and sharp edges along the full extent of each spiral curve.

The foregoing features, which have now been incorporated into the claims, as suggested by the Examiner, clearly and patentably distinguish over the art presented by Walker, Roger, et al. and Millon, all of which show either flats, sharp edges or discontinuities, as also clearly demonstrated by the applicant in the appendix attached to the previously filed Amendment.

The foregoing amendments to each of the claims and defining the novel spiral curves, which cannot be ascertained in any of the art of record, clearly shows the superiority of the construction and function of the knee prosthesis of the present invention, and on the basis of which applicant respectfully submits that the application is in condition for allowance.

In view of the foregoing amendments, the early issuance of the Notice of Allowance is earnestly solicited. However, in the event that the Examiner has any queries concerning the terminology being presented in the amended claims, applicant's attorney respectfully requests that he be accorded the courtesy of possibly a telephone conference to resolve any matters in need of discussion.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Leopold Presser', written over the typed name and registration number.

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